| Applicant or Pa   | tentee:  | Buhr et al   | <u> </u>   | Attorney 4610 000   |
|---|--|--|--|---|
| Serial of Pater<br>Filed or Issued  |  | · · · · · · · · · · · · · · · · · · ·  |  | Docket No.: 4610-0027   |
| AFTR  |  | ONATE OLIGONUCLEOT   | IDE ANALOGS  | AND NUCLEOSIDES   |
| VERIETE   |  | T (DECLARATION) CLA<br>7) and 1.27(c) - SMALL E  |  |   |
| hereby decla  | re that I am   |  |  |   |
| [] the o  | wner of the small b  | usiness concern identified bel<br>usiness concern empowered t  |  | the concern identified  |
| NAME 0  | G  | ilead Sciences, Inc  | C.   |   |
|   | L CONCEUM-   | 344 Lakeside Drive   |  | ty, CA 94404  |
| defined in 13 section 41(a) notuding thos number of erriche person en year, and (2) has the powe  | CFR 121.3-18, and and (b) of Title 35, e of its affiliates, do ployees of the businployed on a full-tinconcerns are affiliar to control the other.   | dentified small business concid reproduced in 37 CFR 1.9(d) United States Code, in that those not exceed 500 persons, iness concern is the average me, part-time or temporary battes of each other when either er, or a third party or parties of er contract or law have been certain the ere of the contract or law have been certain the ere.   | ), for purposes of phe number of emplifier purposes of the over the previous is sided the previous of the controls of the previous of the controls or has the previous of the purpose of t | aying reduced fees under<br>byees of the concern,<br>is statement. (1) the<br>iscal year of the concern of<br>the pay periods of the fiscal<br>tly, one concern controls or<br>power to control both.   |
| business con  | em identified abov   | er contract or law have been ove with regard to the invention  | , entitled METHY   |   |
|   |  | <u>ANALOGS AND NUCLEOS</u><br>teucci, Norbert W.   |  | by inventor(s)  |
| described in  |  |  |  |   |
| [ ] the s   | pecification filed ho<br>cation serial no  | erewith<br>07/652,978  | , filed 8 Feb  | . 1991  |
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## COMBINED DECLARATION AND POWER OF ATTORNEY FOR UTILITY PATENT APPLICATION

Attorney Docket No.

4610-0027

(if applicable)

ventor, I hereby declare that: My residence, post office address and citizenship are as stated below next to my name; I BELIEVE I AM THE ORIGINAL, FIRST AND SOLE INVENTOR (if only one name is listed below) OR AN ORIGINAL, FIRST AND JOINT INVENTOR (if more than one name is listed below) OF THE SUBJECT MATTER WHICH IS CLAIMED AND FOR WHICH A PATENT IS SOUGHT ON THE INVENTION METHYLENE PHOSPHONATE OLIGONUCLEOTIDE ANALOGS AND ENTITLED: \_\_ NUCLEOSIDES the specification of which: (check is attached hereto: 8 February 1991 one) was filed on \_ 07/652,978 Application Serial No. . and was amended on \_

I HAVE REVIEWED AND UNDERSTAND THE CONTENTS OF THE ABOVE-IDENTIFIED SPECIFICATION, INCLUDING THE CLAIMS, AS AMENDED BY ANY AMENDMENT REFERRED TO ABOVE;

I ACKNOWLEDGE THE DUTY TO DISCLOSE INFORMATION WHICH IS MATERIAL TO THE EXAMINATION OF THIS APPLICATION IN ACCORDANCE WITH TITLE 37, CODE OF FEDERAL REGULATIONS, Sec. 1.56 (a) which states: "A duty of candor and good faith toward the Patent and Trademark Office rests on the inventor, on each attorney or agent who prepares or prosecutes the application and on every other individual who is associated with the inventor, with the assignee or with anyone to whom there is an obligation to assign the application. All such individuals have a duty to disclose to the Office information they are aware of which is material to the examination of the application. Such information is material where there is a substantial likelihood that a reasonable examiner would consider it important in deciding whether to allow the application to issue as a patent. The duty is commensurate with the degree of involvement in the preparation or prosecution of the application."

I do not know and do not believe the said invention was ever known or used in the United States of America before my or our invention thereof, or patented or described in any printed publication in any country before my or our invention thereof or more than one year prior to said application; that said invention was not in public use or on sale in the United States of America more than one year prior to said application; that said invention has not been patented or made the subject of an inventor's certificate issued before the date of said application in any country foreign to the United States of America on any application filed by me or my legal representatives or assigns more than twelve months prior to said application;

I hereby claim foreign priority benefits under Title 35, United States Code Sec. 119 and/or Sec. 365 of any foreign application(s) for patent or inventor's certificate as indicated below and have also identified below any foreign application for patent or inventor's certificate on this invention having a filing date before that of the application for patent or inventor's certificate on this invention having a filing date before that of the application on which priority is claimed:

| COMBINED DECLARATION AND POWI   | ER OF ATTORNEY   | Attorney Docket  | No.  |
|---|--|--|--|
|   |  | 4610-00  | 27   |
| COUNTRY/INTERNATIONAL   | APPLICATION NUMBER   | DATE OF FILING<br>(day, month, year)   | PRIOR  |
|   |  |  | Yes  |
|   |  |  | Yes  |
|   |  |  | 198  |
| I hereby appoint the following attorneys and agent and Trademark Office connected therewith and to applications directed to said invention:   | t(s) to prosecute said application and<br>o file, prosecute and to transact all bu   | to transact all busined<br>Isiness in connection t   | ss in the P<br>with intern                                       |
| William H. Benz-Reg. No. 25,952 Karl Bozicevic-Reg. No. 28,807 Thomas E. Ciotti-Reg. No. 21,013 David S. Dolberg-Reg. No. 34,469 Kenneth M. Goldman-Reg. No. 34,174 Ronald S. Laurie-Reg. No. 25,431  | Gladys H. Monroy-Reg. Kate H. Murashige-Reg. Matthew C. Rainey-Reg. Dianne E. Reed-Reg. No Roberta L. Robins-Reg. Debra A. Shetka-Reg. N   | No. 29,959 _ 307<br>No. 32,291<br>. 31,292<br>No. 33,208   | 2  |
| and:  |  |  |  |
| Address all correspondence to:  |  |  |  |
| 60/ IRELL & MANE<br>602 545 Middlefie   | 0.110.00.00.00.00  |  |  |
| Address all telephone calls to: Kate H. M.  I hereby declare that all statements made herein and belief are believed to be true; and further that statements and the like so made are punishable. States Code and that such willful false statement.  FULLIVATE OF SOLE ORFEST IMANTOR  | California 94025-3471  [urashige of my own knowledge are true and the statements were made with by fine or imprisonment, or both, uncompared to the statement of the statement o | hat all statements mad<br>the knowledge that w<br>ler Section 1001 of Til  | rilful false<br>tie 18 of th                                     |
| Address all telephone calls to: Kate H. M. Hereby declare that all statements made herein and belief are believed to be true; and further that statements and the like so made are punishable. States Code and that such willful false statement FULLYWEOFSOLEOFFRET INVENTOR.  CHRIS BUHR  | California 94025-3471  [urashige of my own knowledge are true and that these statements were made with by fine or imprisonment, or both, under my jeopardize the validity of the a   | hat all statements mad<br>the knowledge that we<br>der Section 1001 of Tra<br>application or any pate                        | de on info<br>rillful false<br>de 18 of th<br>ant issued         |
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| Address all telephone calls to:  Kate H. M.  I hereby declare that all statements made herein and belief are believed to be true; and further that statements and the like so made are punishable. States Code and that such willful false statement.  CHRIS BUHR  RESIDECE  870 Campus Drive, #303, Da  POSTOFFICE ADDRESS Same as above  FULL NAME OF SECOND DON'T IMPRITOR FAIN  MARK MATTEUCCI  RESIDECE  1524 Columbus Avenue, Burl  | California 94025-3471  furashige  of my own knowledge are true and the statements were made with the price or imprisonment, or both, under smay jeopardize the validity of the statements.  A. J.  | hat all statements mad<br>the knowledge that we<br>der Section 1001 of Tra<br>application or any pate<br>CITZENSHP<br>U.S.A. | de on info<br>nilful false<br>de 18 of th<br>ant issued          |
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| Address all telephone calls to:  Kate H. M.  I hereby declare that all statements made herein and belief are believed to be true; and further that statements and the like so made are punishable. States Code and that such willful false statement.  FULLNAME OF SOLE OFFIST INVENTION  CHRIS BUHR  RESIDENCE  870 Campus Drive, #303, Da  POSTOFFICE ADDRESS  Same as above  FULLNAME OF THEOLONI INVENTOR FAM  POSTOFFICE ADDRESS  Same as above  FULLNAME OF THEOLONI INVENTOR FAM  RESIDENCE  FULLNAME OF THEOLONI INVENTOR FAM  FALLNAME OF THEOLONI INVENTOR FAM  RESIDENCE   | California 94025-3471  furashige  of my own knowledge are true and the statements were made with the price or imprisonment, or both, under smay jeopardize the validity of the statements.  A. J.  | hat all statements made the knowledge that we der Section 1001 of Triapplication or any pate U.S.A.                          | DATE   |
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| Address all telephone calls to:  Kate H. M  I hereby declare that all statements made herein and belief are believed to be true; and further that statements and the like so made are punishable. States Code and that such willful false statement.  FULLNAME OF SOLE OFFIST INVENTION.  CHRIS BUHR  RESIDENCE  870 Campus Drive, #303, Da  POSTOFFICE ADDRESS Same as above  ALL NAME OF SECOND JONT INVENTOR FAIN  MARK MATTEUCCI  POSTOFFICE ADDRESS  Same as above  FULLNAME OF THEO JONT INVENTOR FAIN  ON NORBERT W. BISCHOFBERGER  RESIDENCE  1116 Cedar Street, San Car  | California 94025-3471  furashige  of my own knowledge are true and that these statements were made with by fine or imprisonment, or both, uncless may jeopardize the validity of the analycity CA 94015  C. A. SCHARLER  Lingame, CA 94010  C. A. SCHARLER  SCHARLER  LINGAME  SCHARLER  SCHAR | critzenship U.S.A.   | DATE   |
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